

VAN COTT CASE WITNESS LOST

AND CHIEF ACCUSER TURNS OUT TO BE AN OPIUM SMOKER.

Mr. Levy, Raphael Jones, Post Office Clerk, Takes a Ten Day Vacation—Suggests That There Was a Democratic "Plant" to Be Van Cott.

Deputy Attorney-General Collins, who is prosecuting the case against Richard Van Cott, son of the Postmaster, and Bankston McAvoy, cashier of the Post Office, charged with attempting to colonize voters in the fifth assembly district, informed Justice Wyatt in the Court of Special Sessions yesterday that detectives and subpoenaed witnesses had failed to find Raphael Jones, one of his important witnesses, who was to have testified yesterday.

Jones is employed as a clerk in the office of the Superintendent of Mails at the post office. He is the man alleged by Benjamin Levy, the chief witness against Van Cott, to have been directed by Richard Van Cott, to go to the place of the moon landing house for his work from Jones. At the preliminary John Doe hearing, Jones admitted having paid Levy money, but refused to connect Van Cott with the case.

Jones was not subpoenaed, but was told to appear at subsequent proceedings. He lives at 21 West Eighth street and has a room at 12 Green street. Mr. Collins's men say they couldn't find him at either, and then Mr. Collins inquired at the Post Office and found that Jones had got a vacation of ten days. When Mr. Collins asked about this he was told that Jones had had a vacation coming to him and had chosen to take it now.

Mr. Collins got subpoenaed from Justice Wyatt yesterday for all his other witnesses. He said there was nothing to do but to wait for Jones to come back, but added that Jones was not absolutely essential to the case.

Van Cott and McAvoy were both in court again yesterday afternoon.

Terence McManus, Van Cott's counsel, had a chance to cross-examine Levy, whose story led to the arrest of Van Cott. It was prior to his appointment as elevator man in the Post Office Levy had worked for three years in poolrooms and gambling houses, had been accused of stealing \$500 from John Broadman and had pleaded guilty, sentence being suspended. Mr. McManus got from Levy a list of places where he had lived. One was at 12 Green street, in Greenwich avenue kept by Teddy Agerman, a Tammany worker in the district.

The lawyer asked him if he didn't remember going into a poolroom at Eighth street and Sixth avenue and saying: "I'm going to get a bunch of money for putting a job on Dick Van Cott." Levy replied: "I may have said something like that," replied Levy. He didn't recall, he said, having made an appointment over the telephone to meet Agerman at Sixth avenue and Twenty-ninth street.

"As a matter of fact," said Mr. McManus, "don't you know that every day between Sept. 1 and the time when Mr. Van Cott was arrested every detail of this scheme was worked over between you and Teddy Agerman?"

"No, sir. He didn't have anything to do with it," replied Levy, who then said that he had first told about the colonizing when he heard threats of trouble for him. "A friend of mine," he said, "told me that a man in the Democratic Club in Thirtieth street had said they were on to my game and that if I came around they would kill me. This friend told me to go to the Democratic club and tell them all about it and smoke opium," asked Mr. McManus of him.

"Yes, for pleasure," answered Levy. Mr. Collins then asked him to question Levy as to the statement he had made in the affidavit at Sixth avenue and Eighth street. Levy said that he told a friend and that he was going to get a couple of hundred and a good position from Van Cott when the matter was fixed up.

He denied that he had ever made such a statement as Mr. McManus had said. There will be another hearing on Friday.

LATEST TOY FIRE ENGINE.

It is Built of Steel and Is Big Enough for Two Boys to Ride On.

Fire engines and all other sorts of fire apparatus have long been made in miniature for toys, and many of them are strikingly accurate and realistic copies of the originals. Among them are the "Lancaster" and the "Lancaster," which are made in a couple of hundred and a good position from Van Cott when the matter was fixed up.

This toy fire engine, which is built of steel and in general design is in every way modeled after a real steam fire engine, is about 4½ feet high and, exclusive of the tongue by which it is drawn, is about 1½ feet long. It is big enough for two boys to ride on. It is big enough for two boys to ride on. It is big enough for two boys to ride on.

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The distinct impression imparted by your appearance rests with the sort of hat you wear. The superior

KNOX HATS

convey a sense of ease, comfort and refinement to be had in no other way.

Agents in all the principal cities in the world.

LOOTED THE PARISH HOUSE.

CHURCH OF THE ASCENSION PROTEGES UNDER ARREST.

Long List of Booty—Part Found in Pawnshops—Small Boys Gave Police a Tip—"Louis" Locked Up—Rev. Donald Grant Would Welcome Him Back.

Two small boys were arrested by the police of the Charles street station three weeks ago for stealing a set of pool balls from a billiard parlor in Hudson street, near Abington Square. While Capt. O'Brien was giving the pair a lecture, one of the boys said:

"Say, we ain't in it with some of the chaps that hang out in that pool parlor. They've got a church on their staff and the graft is great. The other day one of 'em swiped a communion set and hid it in the pool parlor while the others went out to find a place where the swag could be hooked. A day or so later the guy comes in with a pair of pants which he had swiped from the preacher."

Capt. O'Brien became interested and questioned the prisoners closely. He was unable to learn what church had been robbed or the names of the boys that had done the pilfering. One of the prisoners remembered that the boy who had stolen the staff was called "Louis."

Capt. O'Brien put a squad of detectives on the case, and a search of pawnshops in the district was made. The supposed communion set was located and found to be really a silver water pitcher and goblets. The stolen trousers were also located. Capt. O'Brien finally traced the stolen stuff to the parish house, manual training school and social settlement clubhouse maintained by the Rev. Percy Stickney Grant in connection with the church of the Ascension, at Fifth avenue and Tenth street, of which he is the pastor. The parish house is located at 12 West Eleventh street. The recovered trousers were found to have been the property of Mr. Grant.

The pastor and his associates in the parish work were not anxious to aid the police in clearing up the robbery. They were more anxious of having the matter dropped. The police insisted, however, on finding out just what had been stolen from the church. The pastor, however, refused to give a list of the articles that had disappeared from the building during the last month.

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SUBWAY OPEN 7 P.M. THURSDAY

AND JOHN B. McDONALD WON'T BE LEFT OUT OF THE JOYMAKING

The Man Who Built the Road Now Invited to Make a Speech—Labor Unions Wounded. Ingeniously Why They Were Left Out—1,500 Police to Keep the Rush Down.

The arrangements for opening the subway next Thursday were slightly changed yesterday. After a conference between Vice-President E. P. Bryan of the Interborough Rapid Transit Company, General Manager Frank Hedley and other officials of the operating company in whose charge the road will be after the city formally turns it over to the Interborough on Thursday afternoon, it was announced that the subway will be thrown open to the public at 7 o'clock on Thursday evening. Instead of at midnight, and all stations on the main line and on the West Side branch as far up as 145th street will do business.

Mr. Bryan, Mr. Hedley and the other officials of the operating company were in conference most of yesterday afternoon. When they separated Mr. Bryan said:

"It has been decided to begin the sale of tickets in the subway at 7 o'clock on Thursday evening, instead of at midnight. The stations from City Hall up to 145th street on the West Side will be open. Arrangements have been made with the Commissioners of the Police Department, so that every precaution may be taken for the safety and convenience of the travelling public."

"From 2:30 o'clock in the afternoon to 6 o'clock in the evening on Thursday the subway will be open to all persons receiving invitations from the Interborough Rapid Transit Company. Between 7 o'clock and 10 o'clock no one will be admitted, so that there will be an hour's interval in the inflow of travel to avoid any possible congestion. At 7 o'clock the sale of tickets will begin. There will be a full schedule of trains all day."

"There may have been some misapprehension about the safety of the crowds which will undoubtedly pour into the City Hall station on the opening day. So many all may know that every precaution will be taken to prevent accident at this point on account of the curve in the platform and the slight encroachment upon it of the ends of the cars in rounding the curve. I want to say that a stout iron railing will be put in along the edge of the platform. This will keep passengers from being pressed forward and caught between the cars and the edge of the platform. No person can possibly be in danger with this railing up. It will be permanent, and will be in place on the opening day."

Earlier in the day General Manager Hedley had been in conference with Police Commissioner McAdoo and Inspectors Cortright, Titus and McLaughlin and Capt. O'Brien (the latter in charge of city traffic) in regard to the police arrangements for the opening. In all, 1,500 policemen will be detailed to the subway for the opening day. They will be kept on duty in the subway for as many days as may be considered necessary. Commissioner McAdoo thinks that all or a part of the 1,500 policemen may be needed until Monday.

For the hours between 2:30 and 7 P. M. on Thursday the Interborough company has issued practically 15,000 passes and the city has issued 600 more.

Of the 1,500 policemen 500 will take charge of the crowds in and about the City Hall and Brooklyn Bridge stations. Police can also be stationed at the stations at Fourteenth, Thirty-third, Forty-second, 137th and 145th streets.

John B. McDonald, the man who built the subway, will, after all, be invited to speak at the celebration in the City Hall incidental to turning over the road to the operating company. Up to yesterday no arrangement had been made by the committee in charge to recognize Mr. McDonald in any way, although August Belmont, who did not build the subway, has been asked to speak on behalf of the operating company, construction companies, of which he is president.

The Rapid Transit Board's committee of arrangements had a meeting behind closed doors yesterday. When it was over Commissioner Starin was asked:

"Will Mr. McDonald be asked to make an address?"

"He certainly will," replied Mr. Starin, emphatically. "It is up to Mr. McDonald to say something, and I told him so a week ago. He overrode all men, because he did the work."

President Orr said that was a mistake to believe that Mr. McDonald had been slighted in any way by the committee of arrangements. He said that when the committee met on Saturday about the friction between the contractor and Mr. Belmont he immediately wrote Mr. McDonald informing him that the committee would not humiliate him. Mr. Orr received a reply from Mr. McDonald yesterday in which the contractor said:

"You urged me to make some remarks on that occasion and I replied that I was unable to because I was making a speech. I feel that I have any ability in that direction. I have the very highest regard for the members of the Board of Transportation, for the engineers and officers, and for yourself. It is therefore, needless to say, that I am now neither your enemy nor the Rapid Transit Commission would intentionally slight me as the chief engineer of the Rapid Transit railroad."

It will be noticed that Mr. McDonald did not refuse to make a speech nor did he deny in this letter that he had been slighted. When asked yesterday about the strained relations between himself and Mr. Belmont, Mr. McDonald gave out a formal statement in which he emphatically laid claim to the credit for building the subway. Last Saturday, Mr. Belmont said that the credit belonged to William Barclay Parsons, the chief engineer of the Rapid Transit Commission. Here is Mr. McDonald's statement:

"I shall engage in no controversy as to who is entitled to credit for the construction of the subway. A few years ago the project was rejected by the Board of Transportation, the great interests engaged for years in the attempt to solve the problem of rapid transit for the city, that it met defeat. After careful study, I concluded it was practicable, and undertook it. I appreciated the difficulties to be encountered, but concluded they were not unsurmountable. I found them as great as anticipated. They have been overcome. To-day the subway and rapid transit for this city, are accomplished facts. The subway problem is solved for all time. I claim no special credit, except that which may attach to the completion of the undertaking within the time and under the conditions called for by my contract. The honor is the chief beneficiary. The credit is due to who is entitled to credit in the premises."

Alderman Griffenhaber appeared before the committee of arrangements yesterday and urged that the first train to run in the subway after it is officially declared open be "christened" with a bottle of champagne. A resolution to that effect had been passed by the Board of Aldermen and they intended to make a part of their celebration. He suggested that the Board of Estimate wouldn't allow the Aldermen \$50,000 for fireworks and fire-water and they abandoned the idea. He suggested that the Board of Estimate wouldn't allow the Aldermen \$50,000 for fireworks and fire-water and they abandoned the idea.

Alderman Griffenhaber's idea was to have the names of six brands of American wine put into a hat and the one drawn out should be used to "christen" the subway. He suggested that the Mayor be invited to perform the ceremony.

When the meeting was over President Orr called on the Mayor and asked what he thought of the Alderman's suggestion. Evidently the Mayor did not take kindly to it, for after the interview it was announced that no wine, American or otherwise, would be spilled officially in the subway next Thursday.

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W.&J. SLOANE

THE Wilton Carpet, mainly because of its enduring character and unusual color value for decorative treatments, retains a position in popular favor second to no other weave. In our stock of

IMPORTED AND DOMESTIC WILTON CARPETS

we have endeavored by making it large and varied to provide a certainty of choice appropriate to any intended purpose. Exclusiveness of design may always be relied upon

BROADWAY & 19th STREET

BEST & CO
LILIPUTIAN BAZAAR

Children's Outfitting.

The Outfitting of Children is our Exclusive Business.

From the color of a boy's necktie to the special designing of a girl's suit or hat, there is not a detail our experts do not make the subject of careful consideration.

Originating ideas is one of our most important features, resulting in always being able to exhibit styles in every department

Not Found Elsewhere.

60-62 West 23d Street.

ROBBER GASHES CHILD'S FACE

GIRL OF NINE ATTACKED FOR HER \$3.75 SAVINGS.

Burly Young Man Fights Cops Who Chase Him After Brutal Bold-Step—Josephine Berg Had Got Money From Bank to Purchase a Present for Her Mother.

Nine-year-old Josephine Berg, who lives at 303 East Fifty-fifth street, has been a long time saving \$3.75. She decided yesterday to use the money in buying a present for her mother, and accordingly went to the savings bank, connected with a department store, and drew the money. Clipping two one-dollar bills in her left hand and the \$1.75 in small change in the other, the little girl walked down Third avenue and turned east in Fifty-fifth street.

The child hadn't noticed a burly ruffian who followed her. This man waited until Josephine entered the hallway of her home and then he attacked her. The little girl was struck a blow on the right side of her face that split her cheek. Another brutal blow out a big gash over her right eye.

The ruffian then tore her clothing, fingers open and, grabbing one of the bills, dashed out to the street.

The child dashed after him, screaming. The thief stumbled and fell as he reached the stoop, but scrambled to his feet and ran toward First avenue. The cries of the little girl caused a big crowd to gather quickly and join in the pursuit. At First avenue the thief hopped aboard a south-bound horse car, with the mob howling after him.

At Fifty-fifth street, Policeman McCabe jumped aboard the car and seized the thief, who put up a fight. He managed to slip away from the cop and ran out the front door of the car. Policeman McCabe chased him for two blocks and finally captured him again. The crook again put up such a struggle that the policeman had to club him into submission.

The prisoner was taken to the East Fifty-first street station and locked up on a charge of assault and robbery. In his pocket was found a crumpled one dollar bill. The man's right hand also showed stains of blood, no doubt from the blows struck by the little girl. He said he was a Horton, 24 years old, of 138 East Fifty-fourth street.

WADSWORTH ESTATE FEES. Court Allows Full Claim of Administrators, Despite Protests.

NEW HAVEN, Oct. 24.—The estate of the late William Wadsworth, the cattle king, who was supposed to have owned immense tracts of land in New Mexico and to be worth at one time from \$4,000,000 to \$10,000,000, came up for final settlement in the Probate Court in this city, to-day, after four years of litigation.

Despite the protests of creditors, the court allowed the full claim for fees of three administrators, E. G. Stoddard, Gen. Edward E. Bradley and Mrs. Nannie Wadsworth, the widow, amounting to \$5,100, and allowed the widow \$6,000 for the support of herself and three children for four years.

The administrators had received \$30,000 in fees prior to to-day's allowance. According to the report presented to the court, the total amount of liabilities of the estate was \$40,000 and the assets less than \$20,000. This will give the creditors about 4 per cent.

First Fruit Trees for California. From the Washington Post.

"It was a Lynn man," said a resident of Lynn, Mass., who carried to California her first fruit trees. E. A. Ingalls, a Forty-niner, took from Lynn to California, fifty-five years ago, the shipment of cultivated fruit trees that started the State's great fruit growing industry.

The gold fever broke out Mr. Ingalls, a young man then, took passage round the Horn. The voyage required 133 days. All the way he carried such things as he thought would be useful and profitable to sell or trade. Mr. Ingalls's baggage was the most cumbersome of any, for his fruit trees were numerous and of all sorts.

"I was a poor fellow," he said, "and then he set out for the interior to find gold. He found none. His luck was miserable. So he returned to Lynn again, and there he lived as successful as in California. It had been unsuccessful."

Mr. Ingalls was a lawyer and a business man in Lynn, and he is one of the most well-known names in the town's history. It should be one of the most honored names in California's history, too. It was no small thing to have started that great and magnificent fruit growing.

Sam Gompers Here to Vote. President Samuel Gompers of the American Federation of Labor is here to cast his vote, New York being his official residence. He registers every year in the Third-Third Assembly district.

B. Altman & Co.

will offer to-day and to-morrow (Tuesday and Wednesday),

ONE THOUSAND PAIRS OF

Real Point Arabe Lace Curtains

the regular prices of which are \$16.00, 22.00, 25.00 and 30.00 pair, at

\$9.00, 12.00, 15.00 and 18.00 Pair.

B. Altman & Co.

will hold an exceptional sale to-day (Tuesday), of

Women's Linen Handkerchiefs,

regular prices, 75c. to \$2.75, at

(Rear of Rotunda.) 38c. to \$1.50 Each.

Fourteenth Street and Sixth Avenue, New York.

B. Altman & Co.

IN THEIR DEPARTMENT FOR UNTRIMMED MILLINERY (ON FIRST FLOOR), ARE SHOWING A FULL ASSORTMENT OF WALKING AND OUTING HATS, MISSES' AND GIRLS' DRESS AND SCHOOL HATS, OSTRICH AND FANCY FEATHERS, FLOWERS AND FOLIAGE.

AND TO-DAY (TUESDAY), THE 25th OF OCTOBER, WILL OFFER

UNTRIMMED VELVET HATS, IN BLACK AND VARIOUS COLORS, PLAIN AND DRAPED, REGULAR PRICE \$5.00 EACH, AT \$3.75

BLACK OR WHITE OSTRICH PLUMES, REGULAR PRICES \$4.50 AND \$6.25 EACH, AT \$3.50 AND 5.00

Fourteenth Street and Sixth Avenue, New York.

TWENTY MEN IN A TANGLE.

Billposters Wield Claws and Knives in Trying to Adjust Union Difficulty.

Rival billposters' unions clashed in East Fifty-third street last night in Groll's Hall, in Fifty-third street, between Third and Lexington avenues. While the union was in session the door was burst open and members of the rival organization, with Crossley, Bliss and Levy at their head, rushed in. Then there was a free for all fight, which lasted until the police got there.